

AO 440 (Rev. 10/93) Summons in a Civil Action

United States District Court

DISTRICT OF

PAUL J. McNALLY, as he is TRUSTEE, MASSACHUSETTS LABORERS' HEALTH AND WELFARE FUND and NEW ENGLAND LABORERS' TRAINING TRUST FUND; JAMES MERLONI, JR., as he is TRUSTEE, MASSACHUSETTS LABORERS' PENSION FUND and MASSACHUSETTS LEGAL SERVICES FUND; MARTIN F. WALSH, as he is TRUSTEE, MASSACHUSETTS LABORERS' ANNUITY FUND,

Plaintiffs

V.

Littleton Environmental Services, Inc., and its alter ego Madison Excavating Corp.,

Defendants

and

Eastern Bank,

Trustee

TO: (Name and address of defendant)

Madison Excavating Corp.
250 Hampton Street
Auburn, MA 01501

SUMMONS IN A CIVIL CASE

CASE NUMBER:

05 - 10011 PBS

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Gregory A. Geiman, Esquire
Segal, Roitman & Coleman
11 Beacon Street
Suite #500
Boston, MA 02108

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.



TONY ANASTAS

CLERK

[Signature]

(BY) DEPUTY CLERK

1/14/05

PH

AO 440 (Rev. 10/93) Summons in a Civil Action (Reverse)

RETURN OF SERVICE



Worcester County Sheriff's Office • P.O. Box 1066 • Worcester, MA 01613 • (508) 752-1100

Worcester, ss

01/11/2005

I hereby certify and return that on 01/10/2005 at 11:20am I served a true and attested copy of the Summons and Complaint, Exhibits A & B in this action in the following manner: To wit, by delivering in hand to MARY ELLEN HALL, agent, person in charge at the time of service for MADISON EXCAVATING CORP. at 250 HAMPTON ST, AUBURN, MA. Fees: Service 30.00, Travel 20.48, Conveyance 3.00, Attest 5.00 & Postage and Handling 1.00, Total fees: \$59.48

Deputy Sheriff Paul R Almstrom

Deputy Sheriff

☐ Other (specify): _____

STATEMENT OF SERVICE FEES

TRAVEL

SERVICES

TOTAL

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on _____

Date

Signature of Server

Address of Server